



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

November 19, 2004

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: WC Docket No. 04-313; CC Docket No. 01-338  
*In the Matter of Unbundled Access to Network Elements; Review of the Section  
251 Obligations of Incumbent Local Exchange Carriers*

Dear Ms. Dortch:

The Public Utility Commission of Texas has filed comments in these proceedings in opposition to SBC's and BellSouth's petitions for a declaratory ruling to restrict the scope of the filing requirement in section 252(a)(1) of the Act. The petitions were grounded on the alleged need to prevent State commissions from requiring the filing of an agreement between SBC and Sage Telecom. In its reply comments, the Texas PUC informed the Commission that a federal district court ruled that the agreement must be filed pursuant to sections 252(a)(1) and (e)(1) and that Sage and SBC subsequently did so.

The purpose of this letter is to inform the Commission that, on October 26, 2004, fifteen days after the Sage/SBC interconnection agreement was filed, the Texas PUC issued its order approving the agreement. It should also be noted that the time for appealing the district court's judgment has now passed and no appeal has been taken.

Respectfully submitted,

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Attachment

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of Texas